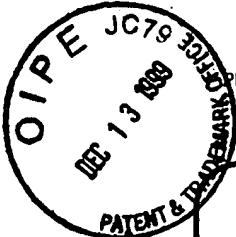




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PATENT TRADEMARK OFFICE

PTO/SB/21 (12-97)

Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Total Number of Pages in This Submission

122

Application Number

09/106,519

Filing Date

June 29, 1998

First Named Inventor

Keith McCloghrie et al.

Group Art Unit

2731

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Examiner Name

Not Assigned

DEC 16 1999

Attorney Docket Number

CIS-044

Group 2700

ENCLOSURES (check all that apply)

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| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|-------------------------|------------------|--|-----------------|
| Firm or Individual name | Daniel B. Curtis | | Reg. No. 39,159 |
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CERTIFICATE OF MAILING

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CIS-044

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



PATENT TRADEMARK OFFICE

Applicant(s): Keith McCloghrie et al
 Serial No.: 09/106,519

Filed: June 29, 1998

Title: Sampling Packets for Network Monitoring

Attorney Docket No.: CIS-044

Assistant Commissioner for Patents
Washington, D.C. 20231

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DEC 16 1998

Group 2700

Group Art Unit: 2731

Examiner: Not Assigned

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

- under 37 CFR 1.97(b), or
 (Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- under 37 CFR 1.97(c) together with either a:
 - Certification under 37 CFR 1.97(e), or
 - a \$240.00 fee under 37 CFR 1.17(p), or
 (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- under 37 CFR 1.97(d) together with a:
 - Certification under 37 CFR 1.97(e), and
 - a petition under 37 CFR 1.97(d)(2)(ii), and
 - a \$130.00 petition fee set forth in 37 CFR 1.17(i)(1).
 (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Applicant(s) submit herewith Form PTO SB/1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware.

Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C.

Date of Deposit: 12.10.99

Typed Name: Arlette Malhas

Signature: Arlette Malhas



Daniel B. Curtis
Attorney/Agent for Applicant(s)
Reg. No. 39,159

Date: 12/10/99

Telephone No.: 650-947-0700 ext 373